IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 1591 OF 2005

IN

SUIT NO. 224 OF 1998

M/s.Chicago Pneumatic India Ltd.....Plaintiffs.

Versus

M/s.Firth (India) Steel Co.Ltd..... Defendants.

Mr. K. T. Varghese i/by A.Shareef Ammal
for the Plaintiffs.

None for the Defendants.

Representative of Official Liquidator-present.

CORAM : S.C.DHARMADHIKARI, J.

DATED : 14TH JUNE, 2006.

P.C.:

Representative of the Official Liquidator is present. Mr. Varghese, learned Advocate appears for the Plaintiffs in support.

2. All that the Plaintiffs pray is that in addition to the Company in liquidation, the Official Liquidator be added as a party to the suit. It is not disputed that the Defendant is under winding up and the

Official Liquidator has been appointed as provisional Liquidator. The Official Liquidator does not oppose the grant of relief in this Chamber Summons.

3. The Chamber Summons is, accordingly, made absolute in terms of prayer clause (a).

4. The amendments to be carried out within a period of four weeks. Copy of the amended plaint to be served on the newly added Defendant as well as Defendant within a period of four weeks thereafter. Additional written statement, if any, to be filed within a period of eight weeks from the date of the receipt of the amended copy of the Plaint.

5. Chamber Summons is disposed of, accordingly. No order as to costs.

Sd/-

(S.C.DHARMADHIKARI,J.)